



AF/1763

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

In Re Application of Don E. Curry et al. Attorney Docket No.: 005040TCG/PMD/LE

Application Number 09/828,067

Filed April 6, 2001

For A WAFER PROCESSING APPARATUS HAVING A CHAMBER WITH AN UPPER WALL HAVING GAS SUPPLY OPENINGS FORMED THEREIN WHICH PROMOTE MORE EVEN PROCESSING OF A WAFER

Group Art Unit: 1763 Examiner: Zervigon, Rudy

Address to:

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 130.00

[] Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____

[XX] A check in the amount of the fee is enclosed.

[] Payment by credit card. Form PTO-2038 is attached.

[] The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

[] The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 02-2666. I have enclosed a duplicate copy of this sheet.

[] A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

Warning: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

[] applicant/inventor.

Signature

[] assignee of record of the entire interest
See 37 CFR 3.71, Statement under 37 CFR 3.73(b)
is enclosed. (Form PTO/SB/96)

[X] attorney or agent of record.

Michael A. Bernadicou
Typed or printed name

[] attorney or agent acting under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a) 35,934
(Reg. No.)

August 13, 2007
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest of their representative(s) are required.
Submit multiple forms if more than one signature is required, see below*.

[] *Total of forms are submitted

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 13, 2007 Teresa Mattox

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Signature

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